

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

AURORA LOAN SERVICES, LLC,)	
As Master Servicer and on behalf of)	
LaSalle SAIL 2003-BC6,)	
)	Case No. 08-cv-1327
Plaintiff,)	
)	Judge Guzman
v.)	
)	Magistrate Judge Denlow
ANGELA CROMWELL,)	
)	
Defendant.)	JURY DEMAND

(PROPOSED) AGREED PROTECTIVE ORDER

Good cause having been shown to support of the entry of a protective order to protect the discovery and dissemination of confidential information of any party, witness, or person providing discovery in this case, IT IS ORDERED:

1. This Protective Order shall apply to all documents, materials, and information, including without limitation, documents produced to date or to be produced in the future, answers to interrogatories, responses to requests for admission, deposition testimony, and other information disclosed pursuant to the disclosure or discovery duties created by the Federal Rules of Civil Procedure, as well as any information or documents requested by the Court.

2. As used in this Protective Order, "document" is defined as provided in Fed.R.Civ.P. 34(a), and a non-identical copy is a separate document within the meaning of this term.

3. All underlying documents and files originating from or relating to the individual loans at issue in this case shall be deemed CONFIDENTIAL, without any need for specific designation thereof. In producing documents, such documents should be identified by Bates Number Range, with a cover sheet listing the Bates Number Range of the documents at issue,

with language identifying the produced documents as being CONFIDENTIAL documents, covered by this Protective Order. Said documents shall be marked "Confidential" by the producing party.

4. Documents which are not originating from or relating to the individual loans at issue in this case may be designated as "CONFIDENTIAL" if a party determines that it contains confidential business information or trade secrets ("proprietary" information);

5. Documents which are not originating from or relating to the individual loans at issue in this case are designated as CONFIDENTIAL by placing or affixing on them (in a manner that will not interfere with their legibility) the following or other appropriate notice: "CONFIDENTIAL – SUBJECT TO PROTECTIVE ORDER – Case No. 08-cv-1327."

6. Documents, materials and Information either deemed CONFIDENTIAL or designated as CONFIDENTIAL (collectively, "CONFIDENTIAL information") shall not, without the consent of the party producing it or by further Order of the Court, be disclosed to persons or entities other than the Court and its personnel, except that such information may be used as necessary to investigate and litigate the case and may be disclosed to:

- a. the parties, their designated representatives, attorneys, insurers, and their staff working on the case;
- b. deponents, witnesses, potential witnesses;
- c. expert witnesses and consultants retained in connection with this proceeding;
- d. copying or data input services;
- e. stenographic reporters who are engaged in proceedings necessarily incident to the conduct of this action; and
- f. other persons by written agreement of the designating party;

7. Prior to the disclosing of any CONFIDENTIAL information to any person listed in Para. 4 above (other than parties, their designated representatives, attorneys and their staff, a party's insurer videographers, stenographic reporters, and copying or data input services), counsel shall provide such person with a copy of this Protective Order, obtain such person's signature on the copy provided acknowledging that he or she has read this Protective Order and agrees to be bound by its provisions. The executed copy of the Order shall be retained by counsel, a copy provided to the discloser, and the executed copy shall be subject to *in camera* review by the Court if good cause for review is demonstrated by opposing counsel.

8. Whenever deposition testimony involves the disclosure of CONFIDENTIAL information, the deposition or portions thereof shall be designated as CONFIDENTIAL and shall be subject to the provisions of this Protective Order. Such designation shall be made on the record during the deposition when possible, but a party may designate portions of depositions as CONFIDENTIAL after transcription, provided written notice of the designation is promptly given to all counsel of record within thirty (30) days after the designating party's receipt of the transcript.

9. A party may object to the designation of particular information as CONFIDENTIAL by giving written notice to the party designating the disputed information, identifying the information to which the objection is made (by Bates numbers when possible). If the parties fail to resolve the objection within ten (10) business days after the time the notice is received, it shall be the obligation of the party designating the information as CONFIDENTIAL to file an appropriate motion requesting that the Court determine whether the disputed information should be subject to the terms of this Protective Order. If such a motion is timely filed, the disputed information shall be treated as CONFIDENTIAL hereunder until the Court

rules on the motion. If the designating party fails to timely file such a motion, the disputed information shall lose its designation as CONFIDENTIAL (at least as to that designee) and shall not thereafter be treated as CONFIDENTIAL in accordance with this Protective Order.

10. Unless other arrangements are agreed upon by the designating party, at the conclusion of this case each document and all copies thereof that have been deemed or designated as CONFIDENTIAL shall be returned to the party that designated it, or the parties may elect to destroy such documents. This includes all documents or copies thereof disclosed to third parties under the provisions of Paragraph 4 above, and the party making such disclosure is responsible for ensuring return to the designating party of all CONFIDENTIAL documents provided to any third party. Where the parties agree to destroy such documents, the destroying party shall provide all parties with an affidavit confirming the destruction.

11. This Protective Order may be modified by the parties in writing, or by any party or the Court at any time for good cause shown following notice to all parties and an opportunity for them to be heard.

12. Whenever CONFIDENTIAL documents are used in, included with, or the contents thereof are in any way disclosed in any pleading, motion, deposition, transcript of other filing with the Court ("Pleadings"), such Pleading shall be filed and kept under seal by the Clerk of this Court in accordance with any local rules governing same and until further order of this Court, and shall display a bold heading on its first page in substantially the following form: "FILED UNDER SEAL – SUBJECT TO COURT ORDER PROHIBITING PUBLIC DISCLOSURE – Case No. 1327." A duplicate copy of the Pleading with the Confidential Information redacted shall be placed in the public record insofar as possible. In addition, any such Pleading shall be furnished in its entirety to the Court and the Parties.

SO ORDERED this ____ day of _____ 2008.

BY THE COURT:

The Honorable Ronald A. Guzman